## REMARKS

Claims 11-14, 17, 20, and 23 are pending in this application.

Applicant has amended claims 11-14, 17, 20, and 23, and has canceled claims 1-10, 15, 16, 18, 19, 22, 22, and 24-26. These changes do not introduce any new matter.

## Allowable Subject Matter

Applicant appreciates the Examiner's prompt indication that claims 11-14, 17, 20, 23, and 26 define allowable subject matter. Applicant has amended each of claims 11-14, 17, 20, and 23 by rewriting the claim in independent form. Thus, amended claims 11-14, 17, 20, and 23 are in condition for immediate allowance.

## Rejection Under 35 U.S.C. § 101

As noted above, claims 24-26 have been canceled. Thus, the rejection of claims 24-26 under 35 U.S.C. § 101 is moot.

# Rejection Under 35 U.S.C. § 103

In the Office Action, claims 1-10, 15, 16, 18, 19, 21, 22, 24, and 25 were rejected under 35 U.S.C. § 103(a) as being unpatentable over *Horikoshi* (US 6,315,387 B1) in view of *Horikoshi* (JP 11-331585). The cancellation of claims 1-10, 15, 16, 18, 19, 21, 22, 24, and 25 renders this rejection moot.

#### Conclusion

In view of the foregoing, Applicant respectfully requests reconsideration and reexamination of claims 11-14, 17, 20, and 23, as amended herein, and submits that these claims are in condition for allowance. Accordingly, a notice of allowance is respectfully requested. In the event a telephone conversation would expedite the prosecution of this application, the Examiner may reach the undersigned at **(408) 749-6902**. If any additional

Application No. 10/539,081 Amendment dated August 1, 2008 Response to Office Action mailed April 1, 2008

fees are due in connection with the filing of this paper, then the Commissioner is authorized to charge such fees to Deposit Account No. 50-0805 (Order No. MIPFP163).

Respectfully submitted, MARTINE PENILLA & GENCARELLA, L.L.P.

/Peter B. Martine/

Peter B. Martine Reg. No. 32,043

710 Lakeway Drive, Suite 200 Sunnyvale, California 94085 **Customer Number 25920**